

**RESOLUTION NO. 07-07**

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AUTHORIZING THE MAYOR TO SIGN AND TRANSMIT CORRESPONDENCE TO THE MIAMI-DADE COUNTY METROPOLITAN PLANNING ORGANIZATION, TO REMOVE THE PLANNED INTERCHANGE AT I-75 AND NW 154 STREET FROM THE MIAMI-DADE TRANSPORTATION PLAN TO THE YEAR 2030, A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF AS EXHIBIT "1" AND TO SIGN AND TRANSMIT CORRESPONDENCE TO FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PARTICIPATE IN A JOINT APPLICATION WITH THE TOWN OF MIAMI LAKES REQUESTING NOISE ABATEMENT WALLS ADJACENT TO AND ON BOTH SIDES OF I-75, A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF AS EXHIBIT "2" AND TO SIGN AND TRANSMIT CORRESPONDENCE TO THE MAYOR AND TOWN COUNCIL OF THE TOWN OF MIAMI LAKES PLEDGING COOPERATION TO ADDRESS MUTUAL TRAFFIC CONCERNS IF NW 170 STREET IS DESIGNATED A COUNTY COLLECTOR ROAD, A COPY OF WHICH IS ATTACHED HERETO AND MADE PART HEREOF AS EXHIBIT "3".

**WHEREAS**, the City of Hialeah, Florida finds it in its best interest and in agreement with the Town of Miami Lakes that the City does not desire to have an interchange at or any crossing over I-75 and NW 154 Street and strongly supports the elimination of the planned interchange from the Miami-Dade Transportation Plan to the Year 2030; and

**WHEREAS**, the City of Hialeah, Florida finds that it in its best interest and in cooperation with the Town of Miami Lakes that the City fully participate in a joint application with the Town of Miami Lakes to the Florida Department of Transportation requesting noise abatement walls adjacent to and on both sides of I-75.

**WHEREAS**, this resolution is intended to express the governing body's commitment to resolving expressed objections that the Town of Miami Lakes may have to the City of Hialeah's pending application with Miami-Dade County extending the Urban Development Boundary east of NW 97 Avenue in Hialeah, Florida and to serve as an inducement to the Town of Miami Lakes to dismiss its objections to the pending application.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

**Section 1:** The foregoing facts and recitations contained in the preamble to this resolution are hereby adopted and incorporated by reference as if fully set forth herein.

**Section 2:** The City Council of the City of Hialeah, Florida hereby authorizes the Mayor to sign and transmit correspondence to the Miami-Dade County Metropolitan Planning Organization, to remove the planned interchange at I-75 and NW 154 Street from the Miami-Dade County Transportation Plan to the Year 2030, a copy of which is attached hereto and made a part hereof as Exhibit "1".

**Section 3:** The City Council of the City of Hialeah, Florida hereby authorizes the Mayor to sign and transmit correspondence to the Florida Department of Transportation (FDOT) to participate in a joint application with the Town of Miami Lakes requesting noise abatement walls adjacent to and on both sides of I-75, a copy of which is attached hereto and made a part hereof as Exhibit "2".

**Section 4:** The City Council of the City of Hialeah hereby authorizes the Mayor to sign and transmit correspondence to the Mayor of the Town of Miami Lakes to cooperate with each other to address mutual traffic concerns and provide assurances to each other that each municipality will continue to oppose connecting the NW 154<sup>th</sup> Street

overpass over I-75, a copy, a copy of which is attached hereto and made a part hereof as Exhibit "3".

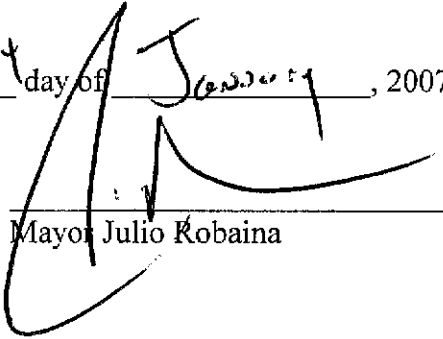
PASSED AND ADOPTED this 23 day of January, 2007.

  
\_\_\_\_\_  
Esteban Bovo  
Council President

Attest:

  
\_\_\_\_\_  
Rafael E. Granado, City Clerk

Approved on this 24 day of January, 2007.

  
\_\_\_\_\_  
Mayor Julio Robaina

Approved as to form and legal sufficiency:

  
\_\_\_\_\_  
William M. Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers Bovo, Caragol, Casals-Muñoz, Gonzalez, Hernandez, Miel and Yedra voting "Yes".

February \_\_, 2007

VIA EMAIL

Jose Luis Mesa, Director  
Miami-Dade County  
Metropolitan Planning Organization  
111 N.W. First Street, 11<sup>th</sup> Floor  
Miami, Florida 33131

Re: Interchange at I-75 and NW 154 Street – Removal from Long Range  
Transportation Plan

Dear Mr. Mesa:

You may be aware that the City of Hialeah had applied for and obtained Miami-Dade County approval of an application to amend the County's Comprehensive Development Master Plan ("CDMP") to allow urbanization of a portion of the City of Hialeah that is located west of N.W. 97<sup>th</sup> Avenue, east of the Homestead Extension of the Florida Turnpike, north of N.W. 154<sup>th</sup> Street and south of N.W. 170<sup>th</sup> Street. In addition to the Hialeah lands, other land within the jurisdiction of the City of Hialeah Gardens and unincorporated Miami-Dade County were also included in the modified approval of this request. The approval is pending administrative challenge filed by the Town of Miami Lakes. During the discussion surrounding the application, an inconsistency between the County's CDMP Future Land Use Map ("FLUM"), other CDMP Transportation Element Figures and the County's Long Range Transportation Plan (the "LRTP") was noted. Specifically, the LRTP provides for the construction of a new interchange at I-75 and N.W. 154 Street (the "Interchange") as a Priority II improvement in **Table 5. 2030 Cost Feasible Plan - Highway and Transit** from the *Miami-Dade Transportation Plan to the Year 2030* (Exhibit 1). However, the FLUM and other CDMP maps do not provide for that Interchange improvement.

The debate surrounding this inconsistency has led the City of Hialeah to understand that it is the desire of the City, the Miami-Dade County Board of County Commissioners and the Town Council of the Town of Miami Lakes to remove that planned Interchange from the *Miami-Dade Transportation Plan*. We should note that our discussions further included the participation of representatives of the Florida Department of Transportation, the South Florida Regional Planning Council and the State Department of Community Affairs, and these agency representatives also expressed no objection to the removal of the Interchange from the LRTP.

Therefore, please consider this letter the formal request of the City of Hialeah to commence the process necessary to remove the Interchange from the LRTP as unnecessary at this time and in order to ensure consistency with the County's CDMP. This is further provided in order to facilitate

Mr. Jose Mesa

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settlement of the pending administrative hearing. The City of Hialeah strongly supports the elimination of this planned Interchange.

Thank you for your attention to this request. We are providing copies of this request to the others who participated in our discussions during and after the Application review process in order to ensure their support of this request. Please do not hesitate to call me with any questions.

Sincerely,

Julio Robaina, Mayor

cc: Carlos Roa, Transportation Systems Manager  
The Honorable Wayne Slaton, Mayor, Miami Lakes  
Mr. Alex Rae, City Manager, Miami Lakes  
Mr. George Burgess, Miami-Dade County Manager  
Ms. Diane O'Quinn Williams, Director, Miami-Dade Planning and Zoning  
Mr. Mark Woerner, Chief Metropolitan Planning  
Mr. Paul Darst, Department of Community Affairs  
Ms. Alice Bravo, Florida Department of Transportation  
William Grodnick, City Attorney  
Ms. Debora Storch, Planning and Zoning Official

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February \_\_, 2007

Mr. John Martinez, Secretary  
FDOT District 6  
Executive Office  
1000 NW 111 Avenue  
Miami, Florida 33172

Re: Installation of Noise Abatement Walls – East Side of Interstate 75 ("I-75") at  
Town of Miami Lakes

Dear Mr. Martinez:

As you are aware, the City of Hialeah (the "City" or "Hialeah") recently applied for and Miami-Dade County approved a request to amend the County's Comprehensive Development Master Plan to allow urban uses within a portion of the City located west of I-75, east of the Homestead Extension of the Florida Turnpike, south of N.W. 170<sup>th</sup> Street and north of N.W. 154<sup>th</sup> Street. The Department of Transportation (the "Department") was very involved in the application process and you are likely aware of the numerous commitments that the City and others have made in order to address the issues that were raised. At this point, the Department of Community Affairs has published a notice of intent to find the application "in compliance" with the State Comprehensive Plan. Still, the Town of Miami Lakes (the "Town" or "Miami Lakes") has filed a petition that challenges that finding. The City has commenced discussions with the Town and hopes to resolve those issues shortly.

During our discussions with the Town, an unrelated matter has been brought to the City's attention. We have been advised that Miami Lakes may be making a formal request that the Department install noise abatement walls along the east side of I-75 in order to minimize the impacts of highway noise upon Miami-Lakes' and Hialeah's residents. In the spirit of cooperation with our sister city, we wish to state our support of the efforts of Miami Lakes to the Department and urge that you commence the appropriate administrative efforts to install such noise abatement walls along I-75 on both sides.

Thank you for your attention to this matter. Please do not hesitate to call if you have any questions.

Sincerely,

Julio Robaina  
Mayor

Cc: Ms. Alice Bravo  
Mr. Phil Steinmiller  
The Honorable Wayne Slaton, Mayor  
Mr. Alex Rey

February \_\_, 2007

Mayor C. Wayne Slaton, and  
Members of the Miami Lakes Town Council  
Town Hall  
6853 Main Street  
Miami Lakes, Florida 33014

Re: N.W. 154<sup>th</sup> Street Interchange

Dear Mayor Slaton and Members of the Miami Lakes Town Council:

I am writing this letter on behalf of the City of Hialeah (the "City" or "Hialeah") in an effort to clarify our position regarding one of the issues raised by counsel for the Town of Miami Lakes (the "Town" or "Miami Lakes") in its challenge to the recently approved amendment to the Miami-Dade County (the "County") Comprehensive Development Master Plan to allow urban uses within portions of the City.

N.W. 154<sup>th</sup> Street Overpass

We have been advised that the Town is concerned that the City would unilaterally open N.W. 154<sup>th</sup> Street (the "Street") to traffic in a manner which would cross I-75 and result in that corridor creating negative impacts within Miami Lakes. As you are aware, a segment of N.W. 154<sup>th</sup> Street already crosses I-75, though the overpass terminates on private property on both sides of the Interstate. In addition, you will note that the zoned right of way for that portion of the Street located west of I-75 is within the municipal boundaries of the City of Hialeah and that portion to the east of I-75 is located within the municipal boundaries of Miami-Lakes. Finally, it is our understanding that the Street is a section line roadway and designated a County Collector within the jurisdiction of Miami-Dade County.

The City wishes to express that Hialeah agrees with Miami Lakes and formally states that it opposes any efforts to have N.W. 154<sup>th</sup> Street extended in a manner in which traffic will cross I-75 into the Town of Miami Lakes. Hialeah further agrees to work with the Town to oppose any County efforts to complete such an extension in the future. We should note that N.W. 154<sup>th</sup> Street on the east side of I-75 remains within the municipal boundaries of the Town and, as such, the Town may assert its own pressure in an effort to prevent the connection that you currently oppose. In the event that either of our governments seek such an extension, we would urge that we seek to coordinate with each other and continue our ongoing dialogue regarding this and other issues of joint interest.

Although not raised by Counsel because the City has already agreed to oppose an intersection at N.W. 154 Street at I-75 and has represented this to the Department of Community Affairs and the Florida Department of Transportation in the pending application to extend the Urban Development Boundary, I wish to reaffirm the City's position on N.W. 154 Street as well.

N.W. 154 Street Interchange

The City opposes an intersection on N.W. 154 Street at I-75 as an accommodation to the concerns of additional traffic that would enter into Miami Lakes if such an intersection were constructed. Accordingly, the City did not include an intersection on N.W. 154 Street at I-75 as a proposed road improvement in its application and supporting documentation that was finally submitted to the Florida Department of Community Affairs. Consequently, the City, in its proffered letter to Miami-Dade County Metropolitan Planning Organization, has requested that the intersection on N.W. 154 Street be removed from its 2030 Long Range Transportation Plan.

Traffic is a mutual concern of ours, and I hope that this letter helps clarify our City's position relative to this concern of the Town. In the future, we would urge that our two administrations confer to amicably address these and similar issues.

Sincerely,

Julio Robaina  
Mayor

cc: Mr. Alex Rey